

\* Permit No. 6015

5040

## APPLICATION FOR A PERMIT

## To Appropriate the Public Waters of the State of Oregon

I, D. W. Walker & Guy B. Nyswaner  
 (Name of Applicant)  
 of Hebo  
 (Postoffice), County of Tillamook,  
 State of Oregon We, do hereby make application for a permit to appropriate the  
 following described public waters of the State of Oregon subject to existing rights:

If the applicant is a corporation, give date and place of incorporation \_\_\_\_\_

1. The source of the proposed appropriation is Spring Creek  
 (Name of stream)

tributary of Three Rivers (Nestucca River)

2. The amount of water which the applicant intends to apply to beneficial use is Twenty  
five hundredths (0.25) cubic feet per second.

3. The use to which the water is to be applied is \_\_\_\_\_  
 (Irrigation, power, mining, manufacturing,  
 domestic supplies, etc.) Domestic

4. The point of diversion is located S 55 37' E 3271 feet from NE corner of  
 (Give distance and bearing to section corner)  
Section 13 T 4 S R 10 W of the W.M.

being within the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Sec. 13, Tp. 4 S  
 (Give smallest legal subdivision) (No. N. or S.)  
R. 10 W, W. M., in the county of Tillamook  
 (No. E. or W.)

5. The pipe line to be fourteen hundredths miles  
 (Main ditch, canal or pipe line)  
 in length, terminating in the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Sec. 13, Tp. 4 S  
 (Smallest legal subdivision) (No. N. or S.)  
R. 10 W, W. M., the proposed location being shown throughout on the accompanying map.  
 (No. E. or W.)

6. The name of the ditch, canal or other works is \_\_\_\_\_

## DESCRIPTION OF WORKS

## DIVERSION WORKS—

7. (a) Height of dam 6 feet, length on top 34 feet, length at bottom  
12 feet; material to be used and character of construction \_\_\_\_\_  
 (Loose rock, concrete,  
Wood core with earth and gravel fill on each side. Flush gate in bottom  
 masonry, rock and brush, timber crib, etc., wasteway over or around dam)  
and spillway over top of dam.

(b) Description of headgate \_\_\_\_\_  
 (Timber, concrete, etc., number and size of openings)

\* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: Width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate. Width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of ..... acres, located in each smallest legal subdivision, as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed ..... theoretical horsepower.

(b) Total fall to be utilized ..... feet. (Head)

(c) The nature of the works by means of which the power is to be developed .....

(d) Such works to be located in ..... of Sec. ...., Tp. ...., R. ...., W. M. (Legal subdivision) (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? ..... (Yes or No)

(f) If so, name stream and locate point of return ..... Sec. ...., Tp. ...., R. ...., W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is .....

(h) The nature of the mines to be served .....

MUNICIPAL SUPPLY—

11. To supply the city of \_\_\_\_\_  
\_\_\_\_\_  
(Name of) County, having a present population of \_\_\_\_\_,  
and an estimated population of \_\_\_\_\_ in 19\_\_\_\_\_.

(Answer questions 12, 13, 14 and 15 in all cases)

- 12. Estimated cost of proposed works, \$\_\_\_\_\_ 300.<sup>00</sup>
- 13. Construction work will begin on or before \_\_\_\_\_ Sept. 1st, 1923.
- 14. Construction work will be completed on or before \_\_\_\_\_ January 1st, 1924
- 15. The water will be completely applied to the proposed use on or before \_\_\_\_\_  
January 1st, 1924

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

D. W. Walker and Guy B. Nyswaner  
\_\_\_\_\_  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) \_\_\_\_\_ L. E. Garwood, \_\_\_\_\_ Hebo, Oregon.  
(Name) (Address of Witness)
- (2) \_\_\_\_\_ E. E. Cross \_\_\_\_\_ Hebo, Oregon.  
(Name) (Address of Witness)

Remarks: \_\_\_\_\_

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction or completion, as follows:

Signatures of applicants and witnesses, and \$3.00 balance of fees.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before \_\_\_\_\_ September 27th, 1923

WITNESS my hand this \_\_\_\_\_ 27th \_\_\_\_\_ day of \_\_\_\_\_ August, 1923.

\_\_\_\_\_  
Rhea Luber,  
State Engineer.  
by E.J.R.

Application No. 9156

Permit No. 6015

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at

Salem, Oregon, on the 27 day

of August, 1923,

at 8:30 o'clock A.M.

Returned to applicant for correction August 27, 1923

Corrected application received August 31, 1923

Approved:

September 8th, 1923.

Recorded in Book No. 21 of Permits, on Page 6015

Rhea Luper

I map State Engineer.

ER

STATE OF OREGON, ) ss. County of Marion, )

\$8.00

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The right herein granted is limited to the appropriation of water from Spring Creek for domestic purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.1 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is August 27, 1923.

Actual construction work shall begin on or before September 9, 1924 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1925

Complete application of the water to the proposed use shall be made on or before October 1, 1926

WITNESS my hand this 8th day of September, 1923

Rhea Luper.

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.